EXHIBIT B

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA

UNITED STATES OF AMERICA, Plaintiff, v. LI SHAOMING, MO HAILONG, also known as Robert Mo, WANG LEI, WANG HONGWEI, YE JIAN, LIN YONG, and MO YUN Defendants.	Case No. 4:13-CR-147 SUBPOENA TO PRODUCE DOCUMENTS

To: Monsanto
800 N. Lindbergh Blvd.
Saint Louis, MO 63167-0001

__ **YOU ARE COMMANDED** to appear in the United States District Court at the time, date, and place shown below to testify in this criminal case. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

Place:	Date and Time:
United States Courthouse 123 East Walnut Street, Room 455 Des Moines, Iowa	

X **YOU ARE COMMANDED** to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material: **See attached Exhibit A and Superceding Indictment.**

Place:	Date and Time:
Bird, Marella, Boxer, Wolpert, Nessim, Drooks, Lincenberg & Rhow, P.C. 1875 Century Park East, 23rd Floor Los Angeles, California 90067-2561	February 13, 2015, at 1:00 p.m.

[signature]
CLERK, U.S. DISTRICT COURT
Signature of Clerk or Deputy Clerk

The name, address, e-mail, and telephone number of the attorneys representing Mo Yun, who issue or request this subpoena, are: Terry W. Bird and Peter J. Shakow, Bird, Marella, Boxer, Wolpert, Nessim, Drooks, Lincenberg & Rhow, P.C., twb@birdmarella.com, pjs@birdmarella.com, (310)201-2100.

BIRD | MARELLA P.C.
BIRD • MARELLA • BOXER • WOLPERT • NESSIM • DROOKS • LINCENBERG • RHOW

Terry W. Bird
twb@birdmarella.com

1875 Century Park East, 23rd Floor
Los Angeles, California 90067-2561
Telephone (310) 201-2100
Facsimile (310) 201-2110
www.BirdMarella.com

February 2, 2015

Monsanto Company
Attn: General Counsel
800 N. Lindbergh Blvd.
Saint Louis, MO 63167-0001

Re: Subpoena to Produce Documents

Dear Sir/Madam:

Please find enclosed a Subpoena to Produce Documents issued by the United States District Court for the Southern District of Iowa, commanding Monsanto Company to produce certain documents by February 13, 2015.

Please contact me at your earliest convenience to discuss and coordinate the required production. We are willing to work with you concerning the timing and method of production, and to discuss any questions or concerns you may have concerning the scope and content of the subpoena.

Sincerely,

Terry W. Bird
Terry W. Bird

3138297.1

Sharon Ben-Shahar
Terry W. Bird
Joel E. Boxer
Paul S. Chan
David H. Chao
Karls A. Chi
Mark T. Drooks
Michael G. Freedman
Thomas R. Freeman
Douglas A. Fretty
Benjamin N. Gluck
Scott L. Goldman
Mary H. Hansel
David I. Hurwitz
Patricia H. Jun
Mitchell A. Kamin
Emerson H. Kim
Gary S. Lincenberg
Vincent J. Marella
Marc E. Masters
Aparna S. Mathur
A. Howard Matz
Jeremy D. Matz
Kimberley M. Miller
Bonita D. Moore
Paul W. Moskowitz
Ronald J. Nessim
Ariel A. Neuman
Gopi K. Panchapakesan
Thomas V. Reichert
Ekwan E. Rhow
John K. Rubiner
Peter J. Shakow
Nicole R. Van Dyk
Nilay U. Vora
Dorothy Wolpert

Criminal Action No. 4:13-CR-55

PROOF OF SERVICE

This subpoena for *(name of individual and title, if any)* ____________________

was received by me on *(date)* ____________.

☐ I served the subpoena by delivering a copy to the named person as follows: ________

____

____________________ on *(date)* ____________________; or

☐ I returned the subpoena unexecuted because: ____________________

____.

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of $____________.

My fees are $____________ for travel and $________ for services, for a total of $__________.

I declare under penalty of perjury that this information is true.

Date: ______________

____
Server's signature

____
Printed name and title

____
Server's address

Additional information regarding attempted service, etc.:

{02030649.DOC}

ATTACHMENT A

I
DEFINITIONS

A. "Monsanto" means the Monsanto Company, as identified in paragraph 12 of the Superseding Indictment.

B. "You" and "your" means Monsanto, and all persons or entities acting on its behalf or under its direction or control, including, without limitation, subsidiaries, affiliates, employees, partners, agents, representatives, independent contractors, accountants and attorneys.

C. "DBN" means Beijing Dabeinong Technology Group Company and all persons or entities acting on its behalf or under its direction or control, including, without limitation, its North America subsidiary DBN North America, Inc., and other subsidiaries, affiliates, employees, partners, agents, representatives, independent contractors, accountants and attorneys.

D. "BKN" means Beijing Kings Nower Seed Science & Technology Co. Ltd. and all persons or entities acting on its behalf or under its direction or control, including, without limitation, its North America subsidiary Kings Nower North America Company, Inc., and other subsidiaries, affiliates, employees, partners, agents, representatives, independent contractors, accountants and attorneys.

E. "Superseding Indictment" means the Superseding Indictment filed on July 2, 2014, against Mo Hailong (also known as Robert Mo), Mo Yun, and others, in the federal case *United States v. Li, et al.*, Case No. 13-cr-147, in the United States District Court for the Southern District of Iowa.

F. "Mo Hailong Criminal Complaint" means the Criminal Complaint filed on December 10, 2013 against Mo Hailong (also known as Robert Mo) in the federal case *United States v. Mo Hailong*, Case No. 13-mj-267, in the United States District Court for the Southern District of Iowa.

G. "Mo Yun Criminal Complaint" means the Criminal Complaint filed on July 1, 2014 against Mo Yun in the federal case *United States v. Mo Yun*, Case No. 14-mj-160, in the United States District Court for the Southern District of Iowa.

H. "Defendants" means the defendants charged in the Superseding Indictment, including Li Shaoming, Mo Hailong, Wang Lei, Wang Hongwei, Ye Jian, Lin Yong, and Mo Yun.

I. "Mo Matter" means the pre- and post-indictment investigation of certain allegations of trade secret theft (including corn germplasm and other corn-breeding-related information) by law enforcement authorities detailed in the Superseding Indictment, Mo Hailong Criminal Complaint and Mo Yun Criminal Complaint.

J. "Government" means any and all agents or representatives of federal, state or local government departments, agencies or offices, including but not limited to the United States Department of Justice (including the Offices of the United States Attorney), the Federal Bureau of Investigation, the United States National Security Agency, the United States Central Intelligence Agency, the Department of Homeland Security (including Customs and Border Protection), the United States Department of Agriculture, and the Polk County (Iowa) Sheriff's Department.

K. "Security Measures" means those steps taken by you to protect your intellectual property or other proprietary information relating to corn germplasm and other corn-breeding-related information.

L. "Field Corn" means every variety of maize in the United States that is not grown primarily for consumption as human food in the form of fresh kernels or not grown primarily as popcorn; *i.e.*, all varieties of maize besides sweet corn or popcorn.

M. "Communications" means the transmittal, exchange or disclosure of information (in the form of facts, inquiries or otherwise), as reflected, memorialized, notated or otherwise recorded in electronically-stored information or other documentary form.

N. "Documents" means materials producible under the Federal Rules, including materials that are written, printed, recorded, or produced and/or maintained electronically.

O. "Person" is defined as any natural person or any business or organization, including any legal, governmental, for profit and not-for-profit entity or association.

P. The term "concerning" means regarding, relating to, referring to, describing, depicting, evidencing or constituting.

II
INSTRUCTIONS

A. Produce all responsive documents in your possession, custody or control, and as they are kept in the ordinary course of business.

B. If you are unable to produce in full any responsive document, (i) produce each such document to the fullest extent possible; (ii) specify the reasons for your inability to produce the remainder; and (iii) state in detail all of your information and belief about the location and substance of the document.

C. If any responsive document was at one time, but is no longer, in your possession, custody or control, (i) identify each such document; (ii) specify why the document is no longer in your possession, custody or control; and (iii) state in detail all of your information and belief about the location and substance of the document.

D. If any responsive document (or a portion thereof) is withheld on the basis of privilege, identify the following for each such document: (i) date; (ii) author; (iii) addressees; (iv) other recipients; (v) relationship of the author, addressees and recipients to each other, if not readily apparent; (vi) document type (e.g., letter or memorandum); (vii) general subject matter; and (viii) nature of the claimed privilege.

E. The connectives "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the discovery request all responses that might otherwise be construed to be outside of its scope.

F. The use of the singular form of any word includes the plural and vice versa.

III
ITEMS REQUESTED

1. All documents responsive to the Subpoena to Produce Documents issued in connection with the Mo Matter and served on you on or about January 30, 2015.

2. Documents constituting or sufficient to identify (i) filed patent applications (whether granted or denied, and whether or not they were later withdrawn), (ii) issued patent numbers, (iii) applications for protection under the Plant Variety Protection Act (whether granted or not), and (iv) issued PVPA certificate numbers, for the varieties of Monsanto field corn with the following Product ID numbers:

   a.

   b.

c. Monsanto Product ID numbers:

3. Documents constituting or sufficient to identify or describe your efforts to legally protect the intellectual property of the varieties of Monsanto field corn set forth in Requests 2(a), 2(b), and 2(c) that are not subject to patent or PVPA protection.

4. Your "breeding book" or any compilation of information, data or records that reflects or is sufficient to identify which Monsanto patent or PVPA application corresponds to which of the Monsanto field corn product identified in Requests 2(a), 2(b), and 2(c).

5. Your "breeding book" or any compilation of information, data or records that reflects or is sufficient to identify which Monsanto patent or PVPA application corresponds to which of the Monsanto field corn product identified in Request 16 of the Subpoena to Produce Documents issued in connection with the Mo Matter and served on you on or about January 30, 2015.